

IN RE: REALPAGE, INC., RENTAL)	Case No. 3:23-md-3071
SOFTWARE ANTITRUST LITIGATION)	MDL No. 3071
(NO. II))	
)	JURY DEMAND
)	
)	Chief Judge Waverly D. Crenshaw, Jr.
)	
)	This Document Relates to:
)	3:23-md-03071
)	3:23-cv-00440

Pursuant to the Court's December 1, 2023 Order (ECF No. 652) raising concerns *sua sponte* over its subject matter jurisdiction over Plaintiff Nancy Alexander's claims, Multifamily Plaintiffs met and conferred with Multifamily Defendants on December 5, 2023, December 12, 2023 and again on December 13, 2023. At this time, and reserving all rights, the Multifamily Defendants would not challenge Ms. Alexander's Article III standing or this Court's subject matter jurisdiction, but would challenge the separate issue of Ms. Alexander's antitrust standing, in the December 18, 2023 filing authorized by the Court. Nonetheless, and as Multifamily Plaintiffs view the dispute as an ancillary issue peculiar to a single named plaintiff, and without conceding that Multifamily Defendants had leave to file a motion challenging antitrust standing or that Multifamily Defendants' arguments were meritorious, Multifamily Plaintiffs and Multifamily Defendants agreed during the meet and confer process to moot this issue by dismissing Ms. Alexander's claims without prejudice. That dismissal without prejudice will be filed in short order.

Dated: December 18, 2023

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CERTIFICATE OF SERVICE

I hereby certify that on December 18, 2023, I caused the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the email addresses denoted on the Electronic Mail Notice List.

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